CHAPTER cxxiv.

An Act to confirm certain Provisional Orders of the Local Government Board relating to the Counties of the Isle of Wight, London, and West Sussex, and to the Boroughs of Margate and Tunbridge Wells. [20th July 1894.]

A.D. 1894.

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto, under the provisions of the Local Government Act, 1888: 51 & 52 Vict. c. 41.

And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1. The Orders as altered and set out in the schedule hereto shall be and the same are hereby confirmed, and all the provisions thereof shall have full validity and force. Orders in schedule confirmed.

2. This Act may be cited as the Local Government Board's Provisional Orders Confirmation (No. 12) Act, 1894. Short title.

A.D. 1894.

SCHEDULE.

Isle of Wight Order.

COUNTY OF THE ISLE OF WIGHT.

Provisional Order made in pursuance of sub-section (2) of Section 69 of the Local Government Act, 1888.

To the County Council of the Isle of Wight;—

And to all others whom it may concern.

51 & 52 Vict. c. 41.

WHEREAS by sub-section (1) of Section 69 of the Local Government Act, 1888 (herein-after referred to as "the Act"), the County Council of any Administrative County are empowered to borrow on the security and for the purposes in that sub-section mentioned; and by sub-section (2) of that section it is provided that where the total debt of the County Council, after deducting the amount of any sinking fund, exceeds or, if the proposed loan is borrowed, will exceed the amount of one-tenth of the annual rateable value of the rateable property in the County, ascertained according to the standard or basis for the county rate, the amount shall not be borrowed, except in pursuance of a Provisional Order made by the Local Government Board and confirmed by Parliament;

And whereas the County Council of the Isle of Wight (which Council and County are herein-after respectively referred to as "the County Council" and "the County") propose, under the provisions of the Act, to borrow, with the consent of the Local Government Board, the sum of sixty thousand pounds for the purposes of providing a lunatic asylum, and for other purposes;

And whereas the total debt of the County, after deducting the amount of any sinking fund, will, if the proposed amount is borrowed, exceed the amount of one-tenth of the annual rateable value of the rateable property in the County, ascertained according to the standard or basis for the county rate, and consequently such amount cannot be borrowed except in pursuance of a Provisional Order made by the Local Government Board and confirmed by Parliament; and it is expedient that such a Provisional Order should be made:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 69 of the Act, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall have effect; viz.,—

Art. I. Subject to and in accordance with the provisions of the Act, the County Council may from time to time borrow such sums as will not, together with the sums which they may be authorised to borrow under the Act without a Provisional Order, and the outstanding balance of debt, after deducting the amount of any sinking fund, exceed the sum of sixty thousand pounds.

Art. II. This Order may be cited as the Isle of Wight Order, 1894.

Given under the Seal of Office of the Local Government Board, this Eighth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.

Hugh Owen, Secretary.

COUNTY OF LONDON.

A.D. 1894.

London Order.

Provisional Order under Section 10 *of the Local Government Act*, 1888.

To the Commissioner and Assistant Commissioners of Police of the Metropolis;—

To the London County Council;—

And to all others whom it may concern.

WHEREAS by Section 10 of the Local Government Act, 1888, it is enacted as follows:— 51 & 52 Vict. c. 41.

"(1.) After the passing of this Act it shall be lawful for the Local Government "Board to make from time to time a Provisional Order for transferring to "County Councils—

"(*a*) any such powers, duties, and liabilities of Her Majesty's Privy "Council, a Secretary of State, the Board of Trade, the Local Govern- "ment Board, or the Education Department, or any other Government "department, as are conferred by or in pursuance of any statute and "appear to relate to matters arising within the county, and to be of an "administrative character: also

"(*b*) any such powers, duties, and liabilities arising within the county, "of any commissioners of sewers, conservators, or other public body, "corporate or unincorporate (not being the corporation of a municipal "borough or an urban or rural authority, or a school board, and not "being a board of guardians), as are conferred by or in pursuance of "any statute;

"and such Order shall make such exceptions and modifications as appear to "be expedient, and also such provisions as appear necessary or proper for "carrying into effect such transfer, and for that purpose may transfer any "power vested in Her Majesty in Council:

"(2.) Provided that before any such Order is made, the draft thereof shall "be approved, if it relates to the powers, duties, or liabilities of a Secretary "of State, or the Board of Trade, or any other Government department, by "such Secretary of State, Board, or department, and approved, if it affects "the powers, duties, or liabilities of any commissioners, conservators, or "body, corporate or unincorporate, by such commissioners, conservators, or "body; and every such Provisional Order shall be of no effect until it is "confirmed by Parliament.

* * * * *

"(4.) The Act of Parliament confirming any Provisional Order made "under this section shall be a public general Act";

And whereas the Commissioner of Police of the Metropolis, or one of the Assistant Commissioners of Police of the Metropolis, nominated by one of Her Majesty's Principal Secretaries of State in that behalf, is the Local Authority for executing within so much of the Metropolitan Police District as is comprised within the Administrative County of London the unrepealed provisions of the Common Lodging Houses Act, 1851, and the Common Lodging Houses Act, 1853; 14 & 15 Vict. c. 28. 16 & 17 Vict. c. 41.

A.D. 1894.

London Order.

And whereas the draft of this Order has been approved by the Commissioner of Police of the Metropolis, and by the Assistant Commissioner of Police so nominated as aforesaid :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 10 of the Local Government Act, 1888, and by any other Statutes in that behalf, do hereby Order that the following provisions shall take effect :—

51 & 52 Vict. c. 41.

Art. I. The several expressions in this Order shall have the same meanings as in the Local Government Act, 1888.

Art. II. This Order shall come into operation on the First day of November, One thousand eight hundred and ninety-four.

Art. III. The powers, duties, and liabilities of the Commissioner of Police of the Metropolis, or of any Assistant Commissioner of Police of the Metropolis so nominated as aforesaid, as the Local Authority for executing within so much of the Metropolitan Police District as is comprised within the Administrative County of London the unrepealed provisions of the Common Lodging Houses Act, 1851, and the Common Lodging Houses Act, 1853, shall be transferred to the London County Council; who shall defray, out of the County fund, the expenses incurred by them as such Local Authority :

Provided that the keeper of a Common Lodging House, and every other person having or acting in the care or management thereof, shall at all times, when required by any officer of the Metropolitan Police Force, give him free access to such house or any part of it.

Art. IV. If on the said First day of November, One thousand eight hundred and ninety-four, any action or proceeding, or any cause of action or proceeding, by or against the Commissioner or any Assistant Commissioner of Police so nominated as aforesaid, in relation to the said Acts, is pending or existing, the same shall not be in anywise prejudicially affected by reason of the making of this Order, but may be continued, prosecuted, and enforced by or against the London County Council.

Art. V. Any regulations made in pursuance of Section 9 of the Common Lodging Houses Act, 1851, which are in force on the said First day of November, One thousand eight hundred and ninety-four, shall continue in force in like manner and with the like effect in all respects as if they had been made by the London County Council, until revoked by other regulations made by that County Council under the said section.

Art. VI. This Order may be cited as the County of London (Common Lodging Houses) Order, 1894.

Given under the Seal of Office of the Local Government Board, this Seventh day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. Shaw-Lefevre, President.
Hugh Owen, Secretary.

A.D. 1894.

Margate Order. (2.)

BOROUGH OF MARGATE.

Provisional Order made in pursuance of Sections 54 *and* 59 *of the Local Government Act*, 1888.

To the Mayor, Aldermen, and Burgesses of the Borough of Margate;—
To the Justices of the Peace for the said Borough;—
To the Court of Quarter Sessions for the said Borough;—
To the Justices of the Peace for the County of Kent, in Quarter Sessions assembled;—
To the County Council of Kent;—
To the Lord Warden of the Cinque Ports;—
To the Justices of the Peace for the Cinque Ports;—
To the Mayor, Aldermen, and Burgesses of the Borough of Dover;—
To the Court of Quarter Sessions of the Borough of Dover;—
To the Justices of the Peace for the Borough of Dover;—
To the Guardians of the Poor of the Isle of Thanet Union, being the Sanitary Authority for the Rural Sanitary District of that Union;—
And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act of 1888"), the Local Government Board are empowered to make a Provisional Order for altering the boundary of any Borough, and by such Order to divide or alter any electoral division; 51 & 52 Vict. c. 41.

And whereas the Borough of Margate is a Borough within the meaning of the Act of 1888, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Margate, and act by the Council of the Borough, which now consists of the Mayor (who is also an Alderman), three other Aldermen, and twelve Councillors;

And whereas the area of the Borough of Margate (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the Borough maps"), each marked "Map of the Borough of Margate, as extended, 1894," and sealed with the official seal of the Local Government Board;

And whereas the existing Borough is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority;

And whereas the existing Borough has a separate court of quarter sessions, commission of the peace, and police force, and is for the election of Town Councillors divided into four wards, termed respectively the Marine Ward, the Cecil Ward, the Cliftonville Ward, and the Pier Ward, and three Councillors are assigned to each of the said four wards;

And whereas the Council of the existing Borough have adopted the provisions of—

(*a.*) The Infectious Disease (Notification) Act, 1889; 52 & 53 Vict. c. 72.
(*b.*) The Infectious Disease (Prevention) Act, 1890; 53 & 54 Vict. c. 34.
(*c.*) The Public Health Acts Amendment Act, 1890; and 53 & 54 Vict. c. 59.
(*d.*) Part III. of the Housing of the Working Classes Act, 1890, 53 & 54 Vict. c. 70.

and those provisions are accordingly in force in the existing Borough;

A.D. 1894.

Margate Order. (2.)

And whereas the unrepealed provisions of the Local Acts mentioned in the Schedule to this Order (which Acts are herein-after together referred to as "the scheduled Local Acts"), and of the Confirmation Acts mentioned in the said Schedule, so far as those Acts relate to the Orders or to the extent mentioned in that Schedule, are in force in the existing Borough;

And whereas the part of the Parish of Saint John the Baptist, Margate, which is not included in the existing Borough is a contributory place (herein-after referred to as "the contributory place") in the Rural Sanitary District of the Isle of Thanet Union (herein-after referred to as "the Rural District"), and immediately adjoins the existing Borough, and the Guardians of the Poor of that Union are the Rural Authority (herein-after referred to as "the Rural Authority") and Highway Authority for the Rural District;

And whereas the Rural Authority have adopted the provisions of—

52 & 53 Vict. c. 72. (*a.*) The Infectious Disease (Notification) Act, 1889; and

53 & 54 Vict. c. 34. (*b.*) The Infectious Disease (Prevention) Act, 1890;

and those provisions are accordingly in force in the Rural District, and by an Order of the Local Government Board dated the Thirtieth day of March, One thousand eight hundred and ninety-two, the provisions of Sections 23 and 33 of the Public Health Acts Amendment Act, 1890, were put in force within the Rural District;

53 & 54 Vict. c. 59.

And whereas the contributory place forms part of the Liberty of Dover as one of the Cinque Ports, and is accordingly subject to the jurisdiction of the court of quarter sessions, recorder, and coroner of that Borough, and for certain purposes to the jurisdiction of the justices of that Borough, and for certain other purposes to the jurisdiction of the persons constituted justices within and throughout the Liberties of the Cinque Ports;

And whereas the Local Government Board, by an Order dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, and made in pursuance of the Act of 1888, determined that two County Councillors for the County of Kent should be apportioned to the existing Borough, and the existing Borough was accordingly divided into two electoral divisions, viz., the Northern Electoral Division, which is co-extensive with the Cliftonville and Pier Wards, and the Southern Electoral Division, which is co-extensive with the Cecil and Marine Wards;

And whereas the contributory place forms part of the Thanet Electoral Division of the County of Kent;

56 & 57 Vict. c. 73. And whereas by virtue of Section 1 of the Local Government Act, 1894 (herein-after referred to as "the Act of 1894"), the contributory place will, subject to any alteration made in pursuance of that or any other Act, become a separate parish, and such separate parish will be a rural parish, for which there will be a parish council:

Now therefore, We, the Local Government Board, in pursuance of the powers

51 & 52 Vict. c. 41. given to Us by Sections 54 and 59 of the Act of 1888, and by any other enactments in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect:—

Commencement of Order

Art. I. This Order shall, except so far as is otherwise herein expressly provided, or as there may be anything in the subject-matter or context

A.D. 1894.

Margate Order.

(2.)

inconsistent therewith, come into operation on the Ninth day of November, One thousand eight hundred and ninety-four (which date is herein-after referred to as "the appointed day"):

Date of operation of Order for parish burgess lists, &c.
51 Vict. c. 10.

Provided that, for the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, and any Act amending that Act, of the lists or register of parochial electors, and any other lists or register to be made in pursuance of the Act of 1894, and of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election, and of all proceedings preliminary or relating to the first election of parish councillors for the rural parish of St. John the Baptist, Margate, this Order shall operate from the date of the Act of Parliament confirming the same:

Provided also that for the purposes of the Act of 1894 the Urban District of Margate as extended by this Order shall be deemed to have been so extended prior to the passing of that Act, and the Parish of St. John the Baptist, Margate, to be divided accordingly by that Act.

Art. II. In this Order—

Definitions.

(1.) The expression "the Borough" means the Borough as extended by this Order.

(2.) The expression "the added area" means the part of the Rural District added to the existing Borough by this Order.

Extension of Borough.

Art. III. The boundary of the existing Borough shall be altered so as to include, in addition to the area of the existing Borough, the part of the Rural District (being a portion of the contributory place) which is coloured blue on the Borough maps, and the altered boundary shall be that shown by the red line on the Borough maps, and the whole of the area included within such altered boundary shall, for the purposes of the Municipal Corporations Act, 1882, and for all other purposes, be the Borough.

45 & 46 Vict. c. 50.

Deposit of maps.

Art. IV.—(1.) One of the Borough maps shall be deposited in the office of the Local Government Board, and the other shall be deposited by the town clerk of the existing Borough at his office, within fourteen days after the date of this Order. Copies of the Borough map deposited with the town clerk, certified by him to be true, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of Kent, to the clerk of the Rural Authority, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Copies of map to be evidence.

(2.) Copies of or extracts from the Borough map deposited with the town clerk, certified by him to be true, shall be received in all courts of justice and elsewhere as primâ facie evidence of the contents of such map so far as relates to the boundaries of the Borough; and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough, and any such person shall be entitled to a copy of or extract from such map, certified by the town clerk to be true, on payment of a reasonable

A.D. 1894.

Margate Order.

(2.) County police.

fee for every such copy or extract. All sums received under this Article shall be carried to the credit of the Borough fund.

Art. V.—(1.) On the appointed day such members of the police force of the County of Kent, if any, as shall be determined by agreement, to be made as soon as practicable after the date of the Act of Parliament confirming this Order, between the Standing Joint Committee of that County and the Watch Committee of the existing Borough, or, in default of such agreement, as shall be determined by a Secretary of State, shall be transferred to and become part of the police force of the Borough, and any member of the County police force so transferred to the police force of the Borough shall hold his office upon the same tenure and upon the same terms and conditions as if this Order had not been made, and while performing the same duties shall receive not less remuneration and be entitled to not less pension (if any) than if this Order had not been made.

53 & 54 Vict. c. 45.

(2.) The provisions of Section 15 (2) of the Police Act, 1890, shall extend and apply to and in relation to any member of the police force transferred under the powers of this Article as if such member had removed with the written sanction of the Chief Constable of the County of Kent.

Jurisdiction of Borough justices, &c. extended.

Art. VI.—(1.) The powers and duties of the quarter sessions of the existing Borough, and of the recorder, clerk of the peace, coroner, and justices of the peace appointed for the existing Borough, and of the clerk to such justices, shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in any part of the added area prior to the appointed day shall be tried, adjudicated on, and dealt with as if this Order had not been made.

(3.) The court of quarter sessions, recorder, clerk of the peace, and coroner of the Borough of Dover, and the justices appointed for that Borough, and the persons appointed justices within and throughout the Liberties of the Cinque Ports shall cease to exercise any jurisdiction within the added area; and the added area shall, subject to any adjustment under Section 62 of the Act of 1888, as regards the liability in respect of the superannuation allowances now payable to prison officers and in respect of the repayment of the outstanding balances of the loan heretofore contracted for the purposes of the Prisons Act, 1877, cease to be liable to defray any of the expenses of such court of quarter sessions, coroner, or justices, and the inhabitant householders of the added area shall cease to be liable to serve as grand jurors or jurors at such court of quarter sessions:

Provided that all arrears of rates made by overseers in respect of any contribution towards the expenses of the Borough of Dover which remain due on the appointed day in respect of hereditaments in the added area may be collected, recovered, and paid over by the overseers as if this Order had not been made.

Parish burgess lists, &c.

Art. VII. For the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of all matters in relation thereto, the added area shall be deemed to have always been part of the Borough, and the town clerk of the existing Borough shall be the town clerk of the Borough, and anything

required to be done in connexion with the purposes aforesaid before the date of the Act of Parliament confirming this Order may, in so far as the same relates to the added area, be done as soon as practicable after such date, and if so done shall have full force and effect; and if any difficulty arise in making out, revising, or otherwise dealing with such lists and roll, or the lists of county electors and the county register, or the lists and registers of parochial electors, the Local Government Board may make such Order as shall appear to them to be necessary to remove any such difficulty and to give effect to the provisions of this Order, and may vary, so far as shall be necessary, the provisions in force with regard to such lists, roll, and registers.

Division into wards.

Art. VIII. Subject, as regards any future alteration of the wards hereby constituted, to the provisions of the Municipal Corporations Act, 1882, and any Act amending the same, the following provisions shall have effect:—

(1.) For the purposes of the election of Councillors the Borough shall continue to be divided into four wards, to be termed respectively the Cliftonville Ward, the Cecil Ward, the Marine Ward, and the Pier Ward.

(2.) Each of the said wards shall comprise the portion of the Borough indicated by a separate colour and distinguished by the name of the ward on the maps, each marked "Map of the Wards of the Borough of Margate, 1894," and sealed with the official seal of the Local Government Board, one of which shall be deposited in the office of the said Board, and the other shall be deposited by the town clerk of the existing Borough at his office, within fourteen days after the date of this Order.

(3.) Three Councillors shall be assigned to each of the said wards.

Special provisions for first election in 1894, and for retirement of existing Councillors and Aldermen.

Art. IX. For the purposes of the election of the Council for the Borough in pursuance of the Municipal Corporations Act, 1882, in the month of November, One thousand eight hundred and ninety-four, the following provisions shall apply:—

(1.) The town clerk and the Mayor of the existing Borough, or such other persons as the Local Government Board shall appoint, shall perform the duties devolving upon the town clerk and Mayor respectively under the Municipal Corporations Act, 1882, and the Mayor of the existing Borough, or such other person as he shall appoint, shall be the returning officer at the election for each ward.

(2.) Twelve Councillors of the Borough shall be elected on the First day of November, One thousand eight hundred and ninety-four; and four Aldermen of the Borough shall be elected on the Ninth day of November, One thousand eight hundred and ninety-four.

(3.) Notwithstanding anything in the Municipal Corporations Act, 1882, to the contrary, all the Councillors of the existing Borough who shall be in office up to the First day of November, One thousand eight hundred and ninety-four, shall go out of office on that date, and all the Aldermen of the existing Borough who shall be in office up to the Eighth day of November, One thousand eight hundred and ninety-four, shall go out of office on that date; and all such Councillors and Aldermen shall be eligible for election as Councillors on the First day of November, One thousand eight hundred and ninety-four.

A.D. 1894.

Margate Order.

(2.) Retirement of Councillors and Aldermen elected in 1894.

Art. X.—(1.) The Councillors elected for the Borough in the year One thousand eight hundred and ninety-four in pursuance of this Order shall retire as follows:—

(*a.*) The Councillor for each ward who is elected by the smallest number of votes on the First day of November, One thousand eight hundred and ninety-five.

(*b.*) The Councillor for each ward who is elected by the largest number of votes on the First day of November, One thousand eight hundred and ninety-seven.

(*c.*) The other Councillor for each ward on the First day of November, One thousand eight hundred and ninety-six.

(2.) The Aldermen elected for the Borough in the year One thousand eight hundred and ninety-four in pursuance of this Order shall retire as follows:—

(*a.*) The two Aldermen who are elected by the smallest number of votes on the Ninth day of November, One thousand eight hundred and ninety-seven.

(*b.*) The other two Aldermen on the Ninth day of November, One thousand nine hundred:

Provided that, if for any reason it is doubtful which of the Councillors or Aldermen, as the case may be, ought to retire on the dates above specified, the Council of the Borough shall, on the appointed day, or at the next following quarterly meeting, and not later, by a majority of votes, or in case of an equality of votes, by the casting vote of the chairman, determine which of the Councillors or Aldermen, as the case may be, shall go out of office on the dates above specified respectively.

Byelaws, &c.

Art. XI. All byelaws and regulations, and tables of fees and payments, made by the Corporation as a Sanitary Authority, or a Municipal Authority, or otherwise, which, on the appointed day, are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any of such byelaws, regulations, fees, and payments may be altered, revised, or repealed; and any byelaws and regulations made by the Rural Authority shall on that date cease to be in force or have any effect in any part of the added area:

Provided that any proceedings which might have been taken by the Rural Authority against any person for any offence against such last-mentioned byelaws and regulations committed before the appointed day may be taken by the Corporation.

Town clerk nd other officers continued.

Art. XII.—(1.) The town clerk and all other officers and servants of the Corporation of the existing Borough, whether as a Municipal or Sanitary Authority, who hold office on the appointed day, shall continue to be the town clerk and officers and servants of the Corporation of the Borough, and shall hold their offices by the same tenure as at that date.

Borough auditors.

(2.) The auditors who shall be in office on the appointed day shall continue in office, and shall be the Borough Auditors, until the next ordinary day of election of the Borough Auditors.

Compensation to existing officers.

Art. XIII. Every officer who, by virtue of this Order, or of anything done in pursuance or in consequence thereof, suffers any direct pecuniary loss

by abolition of office, or by diminution or loss of fees or salary, shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss; and, in determining such compensation, regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section, and the compensation shall not exceed the limit therein mentioned, and shall be paid in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act, 1875, out of the district fund and general district rate of the Borough, and in the case of any other such officer out of the borough fund and borough rate of the Borough, and the provisions of sub-sections (2) to (7) of that section shall apply with such modifications (if any) as may be required.

Actions, &c. not to abate.

Art. XIV.—(1.) If on the appointed day any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Rural Authority, whether acting as a Sanitary Authority or a Highway Authority, in relation exclusively to any part of the added area, the same shall not be in anywise prejudicially affected by reason of the making of this Order, but may be continued, prosecuted, and enforced by or against the Corporation of the Borough.

Saving for contracts, &c.

(2.) Anything duly done or suffered, and all contracts, deeds, bonds, agreements, and other instruments (subsisting on the appointed day) entered into or made by the Rural Authority, whether acting as a Sanitary Authority or a Highway Authority, in relation exclusively to any part of the added area, shall be of as full force and effect against or in favour of the Corporation of the Borough, and may be continued and enforced as fully and effectually as if, instead of the Rural Authority, the Corporation had done or suffered the same or been a party thereto.

Corporation property and liabilities.

Art. XV. All property vested in the Corporation on the appointed day for the benefit of the existing Borough shall be held by the Corporation for the benefit of the Borough, and the Corporation shall hold, enjoy, and exercise, for the benefit of the Borough, all the powers which, at the date aforesaid, are exerciseable by or vested in the Corporation for the benefit of the existing Borough, and all liabilities which, on the date aforesaid, attached to the Corporation in respect of the existing Borough shall attach to them in respect of the Borough.

Property, &c. of Rural Authority.

Art. XVI.—(1.) All property and liabilities which immediately before the appointed day are vested in or attach to the Rural Authority, whether acting as a Sanitary Authority or a Highway Authority, in relation exclusively to any part of the added area, shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and any property or liabilities vested in or attached to the Rural Authority, whether acting as a Sanitary Authority or as a Highway Authority, in relation to any part of the added area conjointly with the remainder of the Rural District or some part thereof, shall be a matter for adjustment under Section 62 of the Act of 1888.

Cesser of jurisdiction of Rural Authority.

(2.) The Rural Authority, both as a Sanitary Authority and as a Highway Authority, shall, on the appointed day, cease to exercise any powers or duties within any part of the added area:

A.D. 1894.

Margate Order. (2.)

Provided that all arrears of rates made by any overseers before the appointed day for the purposes of the Public Health Act, 1875, or the Highway Acts, and which remain due on that date in respect of hereditaments in the added area, may be collected and recovered by the overseers as if this Order had not been made, and when collected and recovered shall be respectively applied towards the discharge of any precept of the Rural Authority (whether as a Sanitary Authority or a Highway Authority) which at that date shall be in force and not satisfied, and the balances, if any, shall be paid to the Corporation.

Mortgage debts of Corporation.

Art. XVII. So much of any sums borrowed by the Corporation as will on the appointed day be owing and charged upon the district fund and general district rate of the existing Borough shall be charged upon the district fund and general district rate of the Borough, and so much of any sums borrowed by the Corporation as will on that date be owing and charged upon the borough fund and borough rate of the existing Borough shall be charged upon the borough fund and borough rate of the Borough, and all such sums shall, together with the interest to accrue due thereon, be repaid by the Corporation within the respective periods for which the loans in respect of which the said sums are owing were originally sanctioned, or within which the same are otherwise required to be repaid or are made repayable.

Rating of Hartsdown.

Art. XVIII.—(1.) The general district rate to be assessed and levied upon the house and grounds belonging or reputed to belong to Captain Charles Taddy Hatfeild, and known as Hartsdown (and which are more particularly delineated and coloured green on two maps each sealed by the Local Government Board, one of which is deposited in their office and the other of which shall be deposited by the town clerk of the Borough at his office within fourteen days after the date of this Order), shall not in any one year, until the Twenty-fifth day of March, One thousand nine hundred and nine, exceed such an amount in the pound as, when added to the borough rate assessed and levied upon those premises for the same year, will make up a total rate of one shilling and eightpence in the pound:

Provided that until the said premises shall be entered in the valuation list of the parish as a separate rateable hereditament, the assessable value of the said premises, for the purposes of any general district rate, shall be deemed to be one hundred and twenty pounds:

Provided also that this subdivision of this Article shall cease to have any effect if and when the said premises shall cease to be occupied as a private residence.

Rating of Drapers' Estate.

(2.) The general district rate to be assessed and levied upon any house, building, or lands (other than the existing almshouses) forming part of the estate belonging to the trustees of Michael Yoakley's charity in the parish of Saint John the Baptist, Margate, known as the Drapers' Estate, shall not in any one year, until the Twenty-fifth day of March, One thousand nine hundred and nine, exceed one shilling and fivepence in the pound, unless such premises shall prior to that date be connected with a sewer of the Corporation, and the highway within the borough repairable by the inhabitants at large which is nearest to such premises shall be lighted by or at the expense of the Corporation.

Margate Order.

Art. XIX. The accounts of the Rural Authority, whether acting as a Sanitary Authority or as a Highway Authority, and of their officers, up to the appointed day, shall be audited by the proper officer of the Local Government Board in like manner and subject to the like incidents and consequences as if this Order had not been made. (2.) Audit of accounts.

Art. XX. The unrepealed provisions of the scheduled Local Acts, and of any other Local Act affecting the existing Borough or the Corporation, and of the Confirmation Acts mentioned in the Schedule to this Order, so far as they respectively relate to the Orders, or to the extent shown in that Schedule, and of any Provisional Order of the Local Government Board affecting the existing Borough which may be confirmed by Parliament during the presen session of Parliament, as the same respectively are in force within the existing Borough on the appointed day, shall, subject to any alteration made therein by this Order, extend and apply to the Borough, and any reference therein to the existing Borough and the Corporation thereof shall be deemed to refer to the Borough and the Corporation thereof. Borough Acts and Orders.

Art. XXI. Subject to the provisions of Section 54 of the Act of 1888 the following provisions shall take effect :— Electoral divisions, &c.

(1.) The above-recited Order of the Local Government Board dated the Fourteenth day of August, One thousand eight hundred and eighty-eight, shall, from and after the appointed day, operate as if the Borough of Margate mentioned therein were the Borough and not the existing Borough.

(2.) The added area shall cease to form part of the Thanet Electoral Division of the County of Kent, and the Northern Electoral Division of the Borough shall be altered so as to be coincident in area with the Cliftonville and Pier Wards of the Borough as constituted by this Order, and the Southern Electoral Division of the Borough shall be altered so as to be coincident in area with the Cecil and Marine Wards of the Borough as so constituted.

(3.) The persons who immediately prior to the appointed day are the County Councillors of the County of Kent representing the Thanet Electoral Division, and the Northern and Southern Electoral Divisions of the existing Borough respectively, shall, from and after that date, represent those electoral divisions respectively, as altered by this Order, as if they had been originally elected to represent the altered divisions.

Art. XXII. The provisions of the Infectious Disease (Notification) Act, 1889, the Infectious Disease (Prevention) Act, 1890, the Public Health Acts Amendment Act, 1890, and of Part III. of the Housing of the Working Classes Act, 1890, shall be in force within and apply to the Borough as if the same had been adopted therein. Adopted Acts

Art. XXIII. This Order may be cited as the Borough of Margate Order (No. 2), 1894. Short title.

A.D. 1894.

Margate Order. (2.)

The SCHEDULE above referred to.

PART I.—LOCAL ACTS.

Session and Chapter.	Title or Short Title.
27 Geo. III. c. xlv. - -	An Act for rebuilding the Pier of Margate in the Isle of Thanet, in the County of Kent; for ascertaining, establishing, and recovering certain Duties in lieu of the ancient and customary Droits, for the Support and Maintenance of the said Pier; for Widening, Paving, Repairing, Cleansing, Lighting, and Watching the Streets, Lanes, Highways, and Public Passages in the Town of Margate, and Parish of Saint John the Baptist, in the said Isle of Thanet; for settling the Rates of Porters, Chairmen, Carters, and Carmen within the said Town; and for preventing Encroachments, Nuisances, and Annoyances therein.
39 Geo. III. c. ii. - -	An Act to amend and render more effectual an Act, passed in the Twenty-seventh Year of the Reign of His present Majesty, for rebuilding the Pier of Margate in the Isle of Thanet, in the County of Kent; and for other Purposes mentioned in the said Act.
49 Geo. III. c. cxvii. -	An Act to amend and render more effectual two Acts, for the Maintenance and Support of the Pier and Harbour, and paving and lighting the Town of Margate, in the County of Kent.
52 Geo. III. c. clxxxvi. -	An Act for separating the Management of the Harbour of Margate, in the County of Kent, from the Paving and Lighting of the Town of Margate, and for vesting the future Management of the said Harbour in a Joint Stock Company of Proprietors.
53 Geo. III. c. lxxxii. -	An Act for more effectually Paving, Lighting, Watching, and improving the Town of Margate, in the County of Kent.
6 Geo. IV. c. xx. - -	An Act to amend and render more effectual several Acts relative to the paving, lighting, watching, and improving the Town of Margate, in the Parish of Saint John the Baptist, in the County of Kent; for erecting certain Defences against the Sea for the Protection of the said Town; and for making further Improvements in and about the said Town and Parish.
40 & 41 Vict. c. ccvii. -	The Margate Extension and Improvement Act, 1877.
52 & 53 Vict. c. cxxxii. -	The Margate Coal Dues Act, 1889.

PART II.—CONFIRMATION ACTS.

Margate Order. (2.)

Session and Chapter.	Short Title.	Order thereby confirmed, or part of Act applicable to Margate.
14 & 15 Vict. c. xcviii. -	The Public Health Supplemental Act, 1851 (No. 2).	The Provisional Order dated 4th July, 1851.
30 & 31 Vict. c. lxvii. -	The Local Government Supplemental Act, 1867 (No. 4).	Sections 1, 2, 3, and 4.
47 & 48 Vict. c. ccxii. -	The Local Government Board's Provisional Orders Confirmation (No. 6) Act, 1884.	The Provisional Order dated 4th June, 1884.

Given under the Seal of Office of the Local Government Board, this Ninth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. SHAW-LEFEVRE, President.
HUGH OWEN, Secretary.

BOROUGH OF TUNBRIDGE WELLS.

Tunbridge Wells Order.

Provisional Order made in pursuance of Sections 54 and 59 of the Local Government Act, 1888.

To the Mayor, Aldermen, and Burgesses of the Borough of Tunbridge Wells; —

To the Justices of the Peace for the said Borough; —

To the Justices of the Peace for the County of Kent, in Quarter Sessions assembled; —

To the County Council of Kent; —

To the Southborough Local Board, being the Sanitary Authority for the Urban Sanitary District of Southborough, in the same County; —

To the Highway Board for the Highway District of Tonbridge, in the same County; —

To the Guardians of the Poor of the Tonbridge Union, in the Counties of Kent and East Sussex, being the Sanitary Authority for the Rural Sanitary District of that Union; —

To the Tonbridge Burial Board; —

To the Southborough Burial Board; —

And to all others whom it may concern.

WHEREAS by Section 54 of the Local Government Act, 1888 (which Act is herein-after referred to as "the Act of 1888"), the Local Government Board are

51 & 52 Vict. c. 41.

A.D. 1894.

Tunbridge Wells Order.

empowered to make a Provisional Order for altering the boundary of any Borough, and by such Order to divide or alter any electoral division ;

And whereas the Borough of Tunbridge Wells, in the County of Kent, is a Borough within the meaning of the Act of 1888, and the inhabitants of the Borough are a body corporate, by the name of the Mayor, Aldermen, and Burgesses of the Borough of Tunbridge Wells, and act by the Council of the Borough, which now consists of the Mayor (who is also an Alderman), seven other Aldermen, and twenty-four Councillors ;

And whereas the area of the Borough of Tunbridge Wells (herein-after referred to as "the existing Borough") is coloured pink on the two maps (herein-after referred to as "the Borough maps"), each marked "Map of the Borough of Tunbridge Wells, as extended, 1894," and sealed with the official seal of the Local Government Board ;

And whereas the existing Borough is an Urban Sanitary District, of which the Mayor, Aldermen, and Burgesses, acting by the Council, are the Urban Sanitary Authority ;

And whereas the existing Borough has a separate commission of the peace and a separate police force, and is, for the purposes of the election of Town Councillors, divided into four wards, termed respectively the North Ward, the East Ward, the South Ward, and the West Ward ;

And whereas the unrepealed provisions of the Local Acts mentioned in the Schedule to this Order (which Acts are herein-after together referred to as "the scheduled Local Acts"), and of the Confirmation Acts mentioned in the said Schedule, so far as those Acts relate to the Provisional Orders mentioned in that Schedule, or otherwise affect the existing Borough, are in force in the existing Borough ;

52 & 53 Vict. c. 72.

And whereas the Corporation have adopted the Infectious Disease (Notification) Act, 1889, and the provisions of that Act are accordingly in force in the existing Borough ;

And whereas the Council of the existing Borough are, under the Burial Acts, 1852 to 1871, the Burial Board for the existing Borough ;

And whereas the Local Government District of Southborough, in the County of Kent (herein-after referred to as "the Southborough District"), adjoins the existing Borough, and the Southborough Local Board (herein-after referred to as "the Local Board") are the Urban Sanitary Authority for that District ;

And whereas the Local Board have adopted—

52 & 53 Vict. c. 72.
53 & 54 Vict. c. 34.
53 & 54 Vict. c. 39.

(*a.*) The Infectious Disease (Notification) Act, 1889 ;

(*b.*) The Infectious Disease (Prevention) Act, 1890 ; and

(*c.*) The Public Health Acts Amendment Act, 1890 ;

and the provisions of those Acts are accordingly in force in the Southborough District ;

And whereas the Southborough Burial Board are under the Burial Acts, 1852 to 1871, the Burial Board for the Southborough District, and that Board have provided a burial ground, and have for that purpose borrowed money, of which the sum of fifty pounds now remains unpaid ;

And whereas the part of the Parish of Tonbridge, in the County of Kent, which is not comprised in the existing Borough, in the Southborough District,

or in the Local Government District of Tunbridge, is a contributory place (herein-after referred to as "the contributory place") in the Rural Sanitary District of the Tonbridge Union (herein-after referred to as "the Rural District"), of which the Guardians of the Poor of that Union (herein-after referred to as "the Rural Authority") are the Sanitary Authority ;

And whereas the Rural Authority have adopted the provisions of—

(*a.*) The Infectious Disease (Notification) Act, 1889 ;

(*b.*) The Infectious Disease (Prevention) Act, 1890 ; and

(*c.*) Part III. of the Public Health Acts Amendment Act, 1890, which are applicable to Rural Sanitary Districts ;

and those provisions are accordingly in force in the Rural District;

And whereas the contributory place is a highway parish in the Highway District of Tonbridge, and the Highway Board for that District (herein-after referred to as "the Highway Board") is the Highway Authority for that District ;

And whereas the contributory place is within the District of the Tonbridge Burial Board, who have provided a burial ground for their District, and for that purpose have borrowed money, of which the sum of five hundred and sixty pounds now remains unpaid ;

And whereas by virtue of the Elementary Education Acts, 1870 to 1891, the existing Borough and the part of the Parish of Tonbridge which is not included in the existing Borough are School Districts, the School Attendance Committee appointed by the Council of the existing Borough having jurisdiction in that Borough, and the School Attendance Committee appointed by the Guardians of the Poor of the Tonbridge Union having jurisdiction in the said part of the Parish of Tonbridge ;

And whereas the existing Borough comprises the Tonbridge Electoral Division (3) of the County of Kent, otherwise termed the North-East Electoral Division of Tunbridge Wells, and the Tonbridge Electoral Division (4) of the County of Kent, otherwise termed the South-West Electoral Division of Tunbridge Wells, and the Southborough District and the contributory place are included in the Tonbridge Electoral Division (5) of that County ;

And whereas by virtue of Section 1 of the Local Government Act, 1894 (herein-after referred to as "the Act of 1894"), the contributory place will, subject to any alteration made in pursuance of that or any other Act, become a separate parish, and such separate parish will be a rural parish, for which there will be a parish council ; 56 & 57 Vict. c. 73.

And whereas by virtue of sub-section 2 of Section 36 of the Act of 1894 the part of the Parish of Tonbridge which is comprised within the existing Borough will, unless the County Council for special reasons otherwise direct, and subject as aforesaid, become a separate parish :

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Sections 54 and 59 of the Act of 1888, and by any other enactments in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect :— 51 & 52 Vict. c. 41.

Art. I. This Order shall, except so far as is otherwise herein expressly provided, or as there may be anything in the subject-matter or context Commencement of Order.

A.D. 1894.

Tunbridge Wells Order.

inconsistent therewith, come into operation on the Ninth day of November, One thousand eight hundred and ninety-four (which date is herein-after referred to as "the appointed day"):

Date of operation of Order for parish burgess lists, &c. 51 Vict. c. 10.

Provided that, for the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, of the lists of county electors and the county register to be made in pursuance of the County Electors Act, 1888, and any Act amending that Act, of the lists or register of parochial electors, and any other lists or register to be made in pursuance of the Act of 1894, of all proceedings preliminary or relating to any municipal election to be held on the next ordinary day of election, and of all proceedings preliminary or relating to the first election of urban district councillors for the Southborough District, and of parish councillors for the Rural Parish of Tonbridge, this Order shall operate from the date of the Act of Parliament confirming the same:

Provided also that for the purposes of the Act of 1894 the Urban District of Tunbridge Wells, as extended by this Order, shall be deemed to have been so extended prior to the passing of that Act and the Parish of Tonbridge to be divided accordingly by that Act.

Definitions.

Art. II. In this Order—

(1.) The expression "the Borough" means the Borough as extended by this Order;

(2.) The expression "the added area" means the part of the Southborough District and the part of the Rural District added to the existing Borough by this Order.

Extension of Borough.

Art. III. The boundary of the existing Borough shall be altered so as to include, in addition to the area of the existing Borough, the part of the Southborough District which is coloured yellow on the Borough maps, and the part of the Rural District (being a portion of the contributory place) which is coloured blue on the Borough maps, and the altered boundary shall be that shown by the red line on the Borough maps, and the whole of the area included within such altered boundary shall, for the purposes of the Municipal Corporations Act, 1882, and for all other purposes, be the Borough.

45 & 46 Vict. c. 50.

Deposit of maps.

Art. IV.—(1.) One of the Borough maps shall be deposited in the office of the Local Government Board, and the other shall be deposited by the town clerk of the existing Borough at his office, within fourteen days after the date of this Order. Copies of the Borough map deposited with the town clerk, certified by him to be true, shall be sent within one month after the date of the Act of Parliament confirming this Order to the clerk of the County Council of Kent, to the clerk to the Local Board, to the clerk of the Rural Authority, and to the Director-General of Her Majesty's Ordnance Survey at Southampton.

Copies of map to be evidence.

(2.) Copies of or extracts from the Borough map deposited with the town clerk, certified by him to be true, shall be received in all courts of justice and elsewhere as primâ facie evidence of the contents of such map so far as relates to the boundaries of the Borough; and such map shall at all reasonable times be open to inspection by any person liable to any rate leviable within the Borough, and any such person shall be entitled to a copy of or extract from

such map, certified by the town clerk to be true, on payment of a reasonable fee, to be determined by the Council of the Borough, for every such copy or extract. All sums received under this Article shall be carried to the credit of the borough fund.

County police.

Art. V.—(1.) On the appointed day such a number, if any, and such members, if any, of the police force of the County of Kent as shall be determined by agreement, to be made as soon as practicable after the date of the Act of Parliament confirming this Order, between the Standing Joint Committee of the County of Kent and the Watch Committee of the existing Borough, or, in default of such agreement, as shall be determined by a Secretary of State, shall be transferred to and become part of the police force of the Borough, and any member of the county police force so transferred shall hold office upon the same tenure and upon the same terms and conditions as if this Order had not been made, and while performing similar duties shall receive not less remuneration and be entitled to not less pension (if any) than if this Order had not been made.

53 & 54 Vict. c. 45.

(2.) The provisions of Section 15 (2) of the Police Act, 1890, shall extend and apply to and in relation to any member of the police force transferred under the powers of this Article as if such member had removed with the written sanction of the Chief Constable of the County of Kent.

Jurisdiction of justices, &c. extended.

Art. VI.—(1.) The powers and duties of the justices of the peace appointed for the existing Borough, of the clerk to such justices, and of the police constables and other peace officers of the existing Borough, shall extend to and apply throughout the Borough.

(2.) Every person committing an offence in the added area prior to the appointed day shall be tried, adjudicated on, and dealt with as if this Order had not been made.

Parish burgess lists, &c.

Art. VII. For the purposes of the parish burgess lists and burgess roll, and other lists to be made under the Municipal Corporations Act, 1882, and the Acts amending the same, and of all matters in relation thereto, the added area shall be deemed to have always been part of the Borough, and the town clerk of the existing Borough shall be the town clerk of the Borough, and anything required to be done in connexion with the purposes aforesaid before the date of the Act of Parliament confirming this Order may be done as soon as practicable after such date, and if so done shall have full force and effect; and if any difficulty arise in making out, revising, or otherwise dealing with such lists and roll, or the lists of county electors and the county register, or the lists and register of parochial electors, the Local Government Board may make such Order as shall appear to them to be necessary to remove any such difficulty, and to give effect to the provisions of this Order, and may vary, so far as shall be necessary, the provisions in force with regard to such lists, roll, and registers.

Alteration of wards.

Art. VIII. Subject to the provisions of the Municipal Corporations Act, 1882, and any Act amending the same, as to the alteration of wards, the Borough shall, for the purposes of the election of Councillors, continue to be divided into four wards, and the added area shall be included in the East Ward, and the Councillors representing that ward who will not go out of office on the First day of November, One thousand eight hundred and ninety-four, shall be deemed from and after the appointed day to represent the altered ward.

A.D. 1894.

Tunbridge Wells Order.

Byelaws.

Art. IX. All byelaws and regulations and any list of tolls and table of fees made by the Corporation as a Sanitary Authority, or as a Municipal Authority, or as a Burial Board, or otherwise, which, on the appointed day, are in force in the existing Borough shall thenceforth apply to the Borough until or except in so far as any such byelaws, or regulations, or list of tolls, or table of fees may be altered or repealed; and any byelaws and regulations made by the Local Board or the Rural Authority shall on that date cease to be in force or have any effect within the added area: Provided that any proceedings which might have been taken by the Local Board or the Rural Authority against any person for any offence against such byelaws and regulations committed before the appointed day may, so far as such offence was committed in any part of the added area, be taken by the Corporation.

Town clerk and other officers continued.

Art. X. The town clerk and all other officers and servants of the Corporation of the existing Borough, whether as a Municipal or Sanitary Authority, or as a Burial Board, who hold office on the appointed day shall continue to be the town clerk and officers and servants of the Corporation of the Borough, and shall hold their offices by the same tenure as at that date.

Compensation to existing officers.

Art. XI. Every officer who, by virtue of this Order, or of anything done in pursuance or in consequence thereof, suffers any direct pecuniary loss by abolition of office, or by diminution or loss of fees or salary, shall be entitled to have compensation paid to him by the Corporation for such pecuniary loss; and, in determining such compensation, regard shall be had to the conditions and other circumstances required by sub-section (1) of Section 120 of the Act of 1888 to be had in regard in cases of compensation under that section, and the compensation shall not exceed the limit therein mentioned, and shall be paid in the case of any such officer whose office or employment relates wholly or partly to sanitary purposes as defined by the Public Health Act, 1875, out of the district fund and general district rate of the Borough, and in the case of any other such officer out of the borough fund and borough rate of the Borough, and the provisions of sub-sections (2) to (7) of that section shall apply with such modifications (if any) as may be required.

Actions, &c. not to abate.

Art. XII.—(1.) If on the appointed day any action or proceeding, or any cause of action or proceeding, is pending or existing by or against the Local Board, the Rural Authority, or the Highway Board, in relation exclusively to any part of the added area, the same shall not be in anywise prejudicially affected by reason of the making of this Order, but may be continued, prosecuted, and enforced by or against the Corporation of the Borough.

Saving for contracts, &c.

(2.) Anything duly done or suffered, and all contracts, deeds, bonds, agreements, and other instruments (subsisting on the appointed day) entered into or made by the Local Board, the Rural Authority, or the Highway Board, in relation exclusively to any part of the added area, shall be of as full force and effect against or in favour of the Corporation of the Borough, and may be continued and enforced as fully and effectually as if, instead of the Local Board, the Rural Authority, or the Highway Board, as the case may be, the Corporation had done or suffered the same or been a party thereto, and the Local Board, the Rural Authority, and the Highway Board shall on the appointed day deliver to

the town clerk of the Borough any such contract, deed, bond, agreement, or other instrument.

Corporation property and liabilities.

Art. XIII. All property vested in the Corporation on the appointed day for the benefit of the existing Borough shall be held by the Corporation for the benefit of the Borough, and the Corporation shall hold, enjoy, and exercise, for the benefit of the Borough, all the powers which, at the date aforesaid, are exerciseable by or vested in the Corporation for the benefit of the existing Borough, and all liabilities which, on the date aforesaid, attached to the Corporation in respect of the existing Borough shall attach to them in respect of the Borough.

Property, &c. of Local Board, Rural Authority, and Highway Board.

Art. XIV.—(1.) Subject as herein-after provided, all property and liabilities which immediately before the appointed day are vested in or attached to the Local Board, the Rural Authority, or the Highway Board, in relation exclusively to any part of the added area, shall be transferred to, vested in, and attach to the Corporation as Urban Authority, and any property or liabilities vested in or attached to those Authorities in relation to the added area conjointly with any other area shall be a matter for adjustment under Section 62 of the Act of 1888, and the provisions of that section shall apply.

(2.) The Corporation shall pay to the Local Board the amount of the expenditure incurred by the Local Board since the Twenty-fifth day of March, One thousand eight hundred and ninety-three, or to be incurred by the Local Board before the appointed day in the execution of works of water supply or sewerage in the part of the Southborough District hereby added to the Borough, and the amount so paid in respect of works of water supply shall be paid by the Corporation out of the waterworks account established by the Tunbridge Wells Water Act, 1865, and in respect of works of sewerage out of the district fund of the Borough.

(3.) So much of any moneys borrowed by the Local Board, and so much of any moneys borrowed by the Rural Authority, for the purposes of works of sewerage and sewage disposal for the contributory place, as will remain unpaid on the appointed day, and the interest thereon, shall be defrayed out of rates levied in the part of the Southborough District, or of the contributory place, as the case may be, not by this Order added to the Borough :

Provided that nothing herein contained shall prejudice or affect any mortgage or other security which may have been given by the Local Board or the Rural Authority in respect of the said moneys, or the rights and powers of the persons entitled under such mortgage or other security to enforce the same as if this Order had not been made.

Cesser of jurisdiction of Local Board, Rural Authority, and Highway Board.

(4.) The Local Board, the Rural Authority, and the Highway Board shall cease to exercise any powers or duties within any part of the added area :

Provided that all rates made by the Local Board, but not paid before the appointed day, in respect of any hereditaments in the added area may be collected and recovered by the Corporation, and any arrears of rates made by any Overseers or Waywarden for the purposes of the Public Health Act, 1875, or the Highway Acts, and which remain due on that date in respect of any hereditaments in the added area, may be collected and recovered by the Overseers or the Waywarden, as the case may be, as if this Order had not been made, and when collected and recovered shall be respectively applied towards

A.D. 1894.

Tunbridge Wells Order.

the discharge of any precept of the Rural Authority or the Highway Board, as the case may be, which at that date shall be in force and not satisfied, and the balances, if any, shall be paid to the Corporation.

Repair, &c. of North Farm Road.

Art. XV.—(1.) The Local Board shall from time to time repair, maintain, cleanse, and water so much of the street in their District known as the North Farm Road as lies between the arch under the railway near the south-west corner of the Corporation sewage lands and the boundary of the Borough, and shall exonerate and indemnify the Corporation from any liability or claim now attaching to or which may hereafter be made against the Corporation in respect of the said portion of such street.

Rights of Local Board as to drainage.

(2.) In the event of the Corporation constructing a new outfall sewer in lieu of the conduit or drain referred to in the Indenture of Special Covenants dated the Thirty-first day of May, One thousand eight hundred and sixty-nine, and made between William Arthur Smith of the one part, and the Commissioners who were the predecessors of the Corporation of the other part, the Local Board shall have the same right of causing sewage to be discharged into the new sewer from such part of their District as on the Twenty-seventh day of September, One thousand eight hundred and seventy-three, formed part of the Colebrook Park Estate, and is on the High Brooms side of the railway, as they now have of discharging such sewage into the said conduit or drain.

(3.) The Local Board shall be entitled to cause the sewer for conveying the sewage from any houses erected on their gas lands to communicate with the sewers of the Corporation :

Provided that the Local Board shall exclude from such sewer any washing or other substance produced in making or supplying gas or residual products, and shall also exclude, as far as practicable, storm waters and surface and subsoil water.

Right of way for Local Board over Corporation Farm Road.

(4.) The Local Board shall be entitled to a right of way for themselves, their agents, workmen, and others, with or without horses and other animals, carts, carriages, and other vehicles, and also to a right to lay and maintain gas and water mains from their gas lands over the Corporation Farm Road under the railway arch into North Farm Road, the Local Board making good all damage occasioned to the Corporation Farm Road by the laying of such gas and water mains.

Repayment to Local Board of Corporation rates on gas lands.

(5.) So long as the said gas lands are in the occupation of the Local Board, the Corporation shall repay to them all rates made or levied by the Corporation (other than water rates or rents) which may be assessed on and paid by the Local Board in respect of the said lands or of any buildings thereon or of any railway siding connected therewith.

Mortgage debts of Corporation.

Art. XVI. So much of any sums borrowed by the Corporation, and charged upon the district fund and general district rate of the existing Borough, as will on the appointed day be owing shall be charged upon the district fund and general district rate of the Borough, and so much of any sums borrowed by the Corporation, and charged upon the borough fund and borough rate of the existing Borough, as will on that date be owing shall be charged upon the borough fund and borough rate of the Borough, and all such sums shall, together with the interest to accrue due thereon, be repaid by the Corporation within the respective periods for which

the loans in respect of which the said sums are owing were originally sanctioned, or within which the same are otherwise required to be repaid or are made repayable.

Council to be Burial Board.

Art. XVII.—(1.) The Council of the Borough shall be the Burial Board for the Borough, and shall have within the Borough, to the exclusion of any other Burial Authority, all the powers, rights, duties, and liabilities of a Burial Board under the Burial Acts, 1852 to 1871.

Diminution of Districts of Burial Boards.

(2.) From and after the appointed day the Southborough Burial Board and the Tonbridge Burial Board respectively shall be the Burial Board for the respective areas now subject to their jurisdiction, and which will not be added to the Borough by this Order, and any burial ground provided by them shall be deemed to have been provided only for such areas respectively, and the inhabitants of the added area shall cease to have any rights of burial in any such burial ground:

Provided that nothing in this Article contained shall prejudice or affect any exclusive right of burial, or any right of one or more burials, or any right of placing any monument, tablet, or gravestone, or any similar right which any person may have acquired in or in relation to any such burial ground prior to the appointed day.

(3.) So much of any moneys borrowed by the Southborough Burial Board and the Tonbridge Burial Board respectively as will remain unpaid on the appointed day, and the interest thereon, shall be defrayed out of rates levied in the areas respectively which will after the appointed day remain subject to their jurisdiction:

Provided that nothing in this Order contained shall prejudice or affect any mortgage or other security which may have been given by the Southborough Burial Board or the Tonbridge Burial Board respectively in respect of the said moneys, or the rights and powers of the persons entitled under such mortgage or other security to enforce the same as if this Order had not been made.

(4.) The transfer of the part of the Southborough District to the jurisdiction of the Corporation, as the Burial Board for the Borough as aforesaid, shall not be deemed or construed to injuriously affect any rights or privileges of the Tonbridge Burial Board existing at the appointed day.

Education byelaws

Art. XVIII. For the purposes of the Elementary Education Acts, 1870 to 1891, any byelaws in force in the existing Borough on the appointed day shall thenceforth apply to the Borough until revoked or altered, and from and after that day any byelaws made by the School Attendance Committee of the Tonbridge Union shall cease to operate in any part of the added area.

Audit of accounts.

Art. XIX. The accounts of the Corporation, the Local Board, the Rural Authority, and the Highway Board, and of the officers of all such Authorities, up to the appointed day, shall be audited by the proper officer of the Local Government Board in like manner and subject to the like incidents and consequences as if this Order had not been made.

Electoral divisions, &c.

Art. XX. Subject to the provisions of Section 54 of the Act of 1888, the added area shall cease to form part of the Tonbridge Electoral Division (5), and shall be included in the Tonbridge Electoral Division (3), otherwise termed the North-East Electoral Division of Tunbridge Wells, and the persons who immediately prior to the appointed day are the County Councillors of the County of

A.D. 1894.

Tunbridge Wells Order.

Kent representing those electoral divisions shall, from and after that day, represent those electoral divisions as altered as if they had been originally elected to represent the altered divisions.

Borough Acts and Orders.

Art. XXI. The unrepealed provisions of the scheduled Local Acts, and of the Confirmation Acts and Provisional Orders mentioned in the Schedule to this Order, and of any other Local Act affecting the existing Borough or the Corporation, and of any Provisional Order affecting the existing Borough which may be confirmed during the present Session of Parliament, as the same respectively are in force within the existing Borough on the appointed day, shall, except so far as the same may be inconsistent with the provisions of this Order, extend and apply to the Borough, and any reference therein to the existing Borough or the Town of Tunbridge Wells, and the Corporation or their predecessors, shall be deemed to refer to the Borough and the Corporation thereof.

Adopted Acts.

Art. XXII.—(1.) The provisions of the Infectious Disease (Notification) Act, 1889, shall be in force within and apply to the Borough as if the same had been adopted therein.

(2.) The provisions of the Infectious Disease (Prevention) Act, 1890, and the Public Health Acts Amendment Act, 1890, shall, subject to the provisions of those Acts and of any Act amending the same, cease to be in force within or apply to any part of the added area, except such sections or parts of the said Acts as have been or may be adopted by the Council of the existing Borough before the appointed day, and from and after that date such sections or parts of Acts shall be in force within and apply to the Borough as if the same had been adopted by the Council thereof.

Short title.

Art. XXIII. This Order may be cited as the Borough of Tunbridge Wells Order, 1894.

The SCHEDULE above referred to.

Part I.—Local Acts.

Session and Chapter.	Short Title.
13 Geo. II. c. 11. - -	Rusthall Manor Act, 1739.
5 & 6 Vict. c. lxxii. - -	Tunbridge Wells Improvement Act, 1835.
9 & 10 Vict. c. cccxlix. - -	Tunbridge Wells Improvement Act, 1846.
26 & 27 Vict. c. lxxi. - -	Rusthall Manor Act, 1863.
28 & 29 Vict. c. cciv. - -	Tunbridge Wells Water Act, 1865.
50 & 51 Vict. c. cxxviii. - -	Tunbridge Wells Gas Act, 1887.
53 & 54 Vict. c. ccxxxv. -	Tunbridge Wells Improvement Act, 1890.

PART II.—PROVISIONAL ORDERS CONFIRMATION ACTS.

Tunbridge Wells Order.

1. Session and Chapter.	2. Short Title.	3. Orders relating to Tunbridge Wells thereby confirmed.
23 & 24 Vict. c. cxviii. -	The Local Government Supplemental Act, 1860 (No. 2).	Order dated 7th July, 1860.
27 & 28 Vict. c. lxxxiii. -	The Local Government Supplemental Act, 1864 (No. 2).	Two Orders, both dated 11th June, 1864.
29 & 30 Vict. c. cvii. -	The Local Government Supplemental Act, 1866 (No. 4).	Order dated 21st June, 1866.
30 & 31 Vict. c. lxxxiii. -	The Local Government Supplemental Act, 1867 (No. 5).	Order dated 10th June, 1867.
31 & 32 Vict. c. cliii. -	The Local Government Supplemental Act, 1868 (No. 3).	Order dated 9th May, 1868.
50 Vict. c. xv. - -	The Local Government Board's Provisional Orders Confirmation (No. 7) Act, 1886.	Order dated 1st June, 1886.
54 & 55 Vict. c. lxii. -	The Electric Lighting Orders Confirmation (No. 5) Act, 1891.	Tunbridge Wells Electric Lighting Order, 1891.

Given under the Seal of Office of the Local Government Board, this Ninth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. SHAW-LEFEVRE, President.
HUGH OWEN, Secretary.

West Sussex Order.

COUNTY OF WEST SUSSEX.

Provisional Order made in pursuance of sub-section (2) of Section 69 of the Local Government Act, 1888.

To the County Council of West Sussex ;—

And to all others whom it may concern.

WHEREAS by sub-section (1) of Section 69 of the Local Government Act, 1888 (herein-after referred to as "the Act"), the County Council of any Administrative County are empowered to borrow on the security and for the purposes in that sub-section mentioned ; and by sub-section (2) of that section it is provided that where the total debt of the County Council, after deducting the 51 & 52 Vict. c. 41.

A.D. 1894.

West Sussex Order.

amount of any sinking fund, exceeds or, if the proposed loan is borrowed, will exceed the amount of one-tenth of the annual rateable value of the rateable property in the County, ascertained according to the standard or basis for the county rate, the amount shall not be borrowed, except in pursuance of a Provisional Order made by the Local Government Board and confirmed by Parliament;

And whereas the County Council of West Sussex (which Council and County are herein-after respectively referred to as "the County Council" and "the County") propose, under the provisions of the Act, to borrow, with the consent of the Local Government Board, the sum of two hundred thousand pounds for the purpose of providing a lunatic asylum, and for other purposes;

And whereas the total debt of the County, after deducting the amount of any sinking fund, will, if the proposed amount is borrowed, exceed the amount of one-tenth of the annual rateable value of the rateable property in the County, ascertained according to the standard or basis for the county rate, and consequently such amount cannot be borrowed except in pursuance of a Provisional Order made by the Local Government Board and confirmed by Parliament; and it is expedient that such a Provisional Order should be made:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 69 of the Act, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect:—

Art. I. Subject to and in accordance with the provisions of the Act, the County Council may from time to time borrow such sums as will not, together with the sums which they may be authorised to borrow under the Act without a Provisional Order, and the outstanding balance of debt, after deducting the amount of any sinking fund, exceed the sum of two hundred thousand pounds.

Art. II. This Order may be cited as the West Sussex Order, 1894.

Given under the Seal of Office of the Local Government Board, this Eighth day of May, One thousand eight hundred and ninety-four.

(L.S.)

G. SHAW-LEFEVRE, President.
HUGH OWEN, Secretary.

Printed by EYRE and SPOTTISWOODE,
FOR
T. DIGBY PIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
EYRE AND SPOTTISWOODE, EAST HARDING STREET, FLEET STREET, E.C.; or
JOHN MENZIES & Co., 12, HANOVER STREET, EDINBURGH, and
90, WEST NILE STREET, GLASGOW; or
HODGES, FIGGIS, & Co., LIMITED, 104, GRAFTON STREET, DUBLIN.